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8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 ROOTS READY MADE GARMENTS CO.
12 W.L.L.,

13 Plaintiff,

14 v.

15 THE GAP, INC., a/k/a, GAP, INC., GAP
INTERNATIONAL SALES, INC.,
16 BANANA REPUBLIC, LLC, AND OLD
NAVY, LLC,

17 Defendants.

Case No: C 07 3363 CRB

**INITIAL DISCLOSURES OF
PLAINTIFF ROOTS READY MADE
GARMENTS CO. W.L.L.**

18
19 Pursuant to Federal Rule of Civil Procedure 26(a)(1), Plaintiff Roots Ready
20 Made Garments Co. W.L.L. ("Roots"), based on information currently within its possession,
21 custody, or control, provides the following initial disclosures to defendants. Roots reserves the
22 right to supplement these initial disclosures upon the discovery of new evidence or in light of
23 new issues that may arise.

24
25 **I. List of Knowledgeable Individuals (F.R.C.P. 26(a)(1)(A))**

26 Roots provides the following list of names and, if known, contact information of
27 individuals who are believed likely to have discoverable information that Roots may use to
28 support its claims or defenses in this action:

Roots' Initial Disclosures
C 07 3363 CRB

NAME	CONTACT INFORMATION	SUBJECT MATTER
Roots		
Kifah Balawi	Doha, Qatar Al Sad Street Blue Salon Building, 3rd Floor Tel.:+9744466111	Information relating to Roots' business, and its business relationships with Gap, Gabana, and local retailers.
Naser Beheiry	Doha, Qatar Al Sad Street Blue Salon Building, 3rd Floor Tel.:+9744466111	Information relating to Roots' business, and its business relationships with Gap, Gabana, and local retailers.
Ashraf Abu Issa	Doha, Qatar Al Sad Street Blue Salon Building, 3rd Floor Tel.:+9744466111	Information relating to Roots' business, and its business relationships with Gap, Gabana, and local retailers.
Alain Moreaux	Doha, Qatar Al Sad Street Blue Salon Building, 3rd Floor Tel.:+9744466111	Information relating to Roots' business, and its business relationships with Gap, Gabana, and local retailers.
Maroun Namroud	Doha, Qatar Al Sad Street Blue Salon Building, 3rd Floor Tel.:+9744466111	Information relating to Roots' business, and its business relationships with Gap, Gabana, and local retailers.
Sheikh Faisal Ahmed Al Thani	Doha, Qatar Al Sad Street Blue Salon Building, 3rd Floor Tel.:+9744466111	Information relating to Roots' business, and its business relationships with Gap, Gabana, and local retailers.
Gabana		
Jack Caprice		Information relating to Gabana's business, and its business relationships with Gap and Roots.
Francois Larsen		Information relating to Gabana's business and its business relationships with Gap and Roots.
Amin El Sokary		Information relating to Gabana's business, and its business relationships with

		Gap and Roots.
Gap		
Jim Bell		Information relating to Gap's business, including Excess Inventory, and its business relationships with Gabana and Roots.
Jon Ehlen		Information relating to Gap's business, including the International Sales Program, and Gap's business relationships with Gabana and Roots.
Neal Goldberg		Information relating to Gap's business, and its business relationships with Gabana and Roots.
Andrew Janowski		Information relating to Gap's business, including the International Sales Program, and Gap's business relationships with Gabana and Roots.
Julie Kanberg		Information relating to Gap's business, including Excess Inventory and the International Sales Program, and Gap's business relationships with Gabana and Roots.
Ron Young		Information relating to Gap's business, including Excess Inventory and the International Sales Program, and Gap's business relationships with Gabana and Roots.
Third Parties		
Jamil Rayess		Information relating to Roots' efforts to establish a retail network in the Middle East.
Ehab Al Sharif	P.O. Box 48892 Dubai, United Arab Emirates	Information relating to Roots' efforts to establish a retail network in the Middle East.
Ziad Al Turki	P.O. Box 48892 Dubai, United Arab Emirates	Information relating to Roots' efforts to establish a retail network in the Middle East.

1 Roots is continuing its ongoing investigation of this matter, and it reserves the
2 right to supplement these initial disclosures upon the discovery of new information or upon the
3 introduction of new issues in the case.

4 **II. Categories of Relevant Documents (F.R.C.P. 26(a)(1)(B))**

5 To the best of Roots' knowledge, the following documents on the subjects
6 indicated, which Roots may use to support its defenses, are located at Roots' offices located in
7 the Jebel Ali Free Zone, Dubai, UAE, and in Doha, Qatar:

- 8 • Hard copy files and/or electronic document concerning or relating to Roots'
9 business relationship with Gap, Inc. and its affiliates.
- 10 • Hard copy files and/or electronic documents concerning or relating to Roots'
11 business relationship with Gabana Gulf International Sales, Inc.
- 12 • Hard copy files and/or electronic documents concerning or relating to Roots'
13 business relationships with local retailers.
- 14 • Agreements with Gabana Gulf Distribution, Ltd.
- 15 • Agreements with local retailers.

16 Roots reserves the right to object to the relevance or admissibility of any of the
17 documents if offered by defendants or any other party for any purpose.

18 Roots is continuing its ongoing investigation of this matter, and it reserves the
19 right to supplement these initial disclosures upon the discovery of new information or upon the
20 introduction of new issues in the case.

21 **III. Calculation of Damages (F.R.C.P. 26(a)(1)(C))**

22 Roots seeks as its damages, the amounts it paid to purchase 1.7 million pieces of
23 excess inventory from Gap; interest costs; costs associated with warehousing the excess
24 inventory; costs associated with identifying local retailers, and preparing and submitting
25 business proposals to The Gap, Inc. and its affiliates; as well as damages for reputational harm,
26 and lost business opportunities.

27 Roots is continuing its ongoing investigation of this matter, and it reserves the
28 right to supplement these initial disclosures upon the discovery of new information or upon the
introduction of new issues in the case.

1 **IV. Insurance (F.R.C.P. 26(a)(1)(D))**

2 Not applicable.

3 **V. No Waiver**

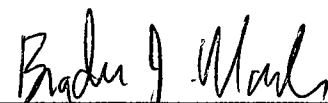
4 Nothing in this initial disclosure of individuals, documents, or other information
5 shall constitute a waiver of any claim, right, or defense, whether procedural or substantive,
6 including but not limited to: any applicable privilege held by Roots or its affiliates; and the right
7 to object to any discovery request that seeks the production of documents and information that is
8 not reasonably calculated to lead to the discovery of admissible evidence in this case or that are
9 overly broad and unduly burdensome so as to fail to justify the expense of the sought
10 production.

11 Pursuant to Rule 26(g)(1) of the Federal Rules of Civil Procedure, the
12 undersigned certifies that – to the best of his knowledge, information, and belief, formed after a
13 reasonable inquiry – this disclosure is complete and correct as of the time it is made.

14 DATED: August 17, 2007

COVINGTON & BURLING LLP

16
17 By:



Robert P. Haney Jr.
Bradley J. Nash
Attorneys for Plaintiff
Roots Ready Made Garments Co.
W.L.L.